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September 10, 1986

RECEIVED

SEP 15 1986

Ellen C. Teplitzky, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency
841 Chestnut Building
Philadelphia, Pennsylvania 19107

EPA REGION III
OFFICE OF REGIONAL COUNSEL

Re: Army Creek Landfill Site, Delaware

Dear Ms. Teplitzky:

On August 21, 1986, EPA Region III issued a notice letter to Gates Engineering Co., Inc. regarding their potential liability for CERCLA response actions at the Army Creek landfill site in Delaware. To the best of my knowledge, this was the first indication from EPA that Gates Engineering was considered to be a potentially responsible party at the Army Creek landfill site. While Gates Engineering is currently unaware of any information linking them to the Army Creek site, Gates is nevertheless interested in participating in initial discussions with other potentially responsible parties to arrive at a timely and appropriate resolution with EPA for the remediation of conditions at this site.

Gates Engineering also recently received a copy of the Feasibility Study (FS) for the Army Creek landfill site. EPA allowed Gates less than 30 days to analyze the FS and submit comments thereupon. As you know, the FS is a lengthy document involving detailed technical information and analysis of several complex remedial alternatives. In addition, Gates Engineering was only recently notified of any potential liability for the Army Creek landfill site. Therefore, although no comments on the FS are being submitted to EPA by Gates Engineering at this time, Gates reserves its right to provide future comments and supporting data regarding EPA's remedial action at the Army Creek landfill site.

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I look forward to discussing these issues with you to resolve the situation at the Army Creek site.

Sincerely,

Heidi Hughes

Heidi Hughes

cc: James P. Collins, Esquire

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